



PAGE COUNTY BOARD OF SUPERVISORS

REGULAR MEETING – MINUTES

GENERAL DISTRICT COURTROOM

JANUARY 15, 2002

MEMBERS PRESENT: Elaine Mayberry, Chair, District 2

Robert Good, Vice-Chairman, District 5

Nora Belle Comer, Supervisor, District 1

Allen Cubbage, Supervisor, District 3

Gerald Cubbage, Supervisor, District 4

ALSO PRESENT: C. Dean BeLer, County Administrator

Rodger Smith, County Attorney

C. R. Suddith, Jr., Treasurer

Charles Campbell, Commissioner of Revenue

William Aleshire, Zoning Administrator

Randy Kiser, VDOT Resident Engineer

Fritz Baukhages, Baughan & Baukhages

Donna Hoke, Clerk

Call to order: 2:32 p.m.

Chairman Mayberry called the meeting of January 15, 2002 to order, noting that Supervisor Allen Cubbage, and Rodger Smith, County Attorney were not present at the time. The invocation was given by Chairman Mayberry, followed by Vice Chairman Good reciting the Pledge of Allegiance.

Adoption of agenda:

The County Administrator addressed the Board noting that the item for Engineering and Landfill Services would need to be pulled from the agenda, also with a request to add New Business to the agenda prior to the closed session. Mr. BeLer informed the Board that lawyers were present in the County to meet with certain members of the Board, and recommended going into closed session later with lawyers and Board members as a whole.

Supervisor Allen Cubbage, and Rodger Smith, County Attorney joined the meeting at 2:37 p.m.

MOTION:

Supervisor Allen Cubbage moved to adopt the agenda for the meeting of January 15, 2002 as amended.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Allen Cubbage, Nora Belle Comer, Elaine Mayberry,
Robert Good, and Gerald Cubbage.

NAYS: None

County Administrator's comments:

Mr. BeLer addressed the Board to advise them of a joint meeting with VFJeanswear that he will be attending in North Carolina. It was noted that Mr. Loveday is expected to arrive later during the meeting in hopes of briefly reporting on landfill issues. Mr. BeLer concluded his comments by informing the Board of CIP programs, Board Retreat goals, and a letter received from Tellurian regarding a possible name change.

Ila Crum recognition: (attachment #1-resolution)

Supervisor Comer presented Mrs. Ila Crum with a resolution recognizing her as a loyal and valued employee of the Virginia Cooperative Extension upon her recent retirement.

MOTION:

Supervisor Comer moved to approve the resolution on behalf of Mrs. Ila

Crum's retirement.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Nora Belle Comer, Elaine Mayberry, Allen Cubbage,
Gerald Cubbage, and Robert Good.

NAYS: None.

Architectural services:

Mr. BeLer addressed the Board to briefly discuss the services being rendered through Baughan and Baukhages. Options pertaining to the animal shelter, and the old county office building were discussed, with the Board reaching a final consensus to proceed with exploring all options on both structures.

Repairs to County Office Building:

Both Mr. Aleshire and Mr. Baukhages addressed the Board to deliver a report on the progress and actions concerning the old county building. Mr. Aleshire provided a handout outlining the temporary shoring of the building in the north wing of the building. The handout contained a letter sent to Mr. Aleshire from Mr. Baukhages reporting on their investigations and the construction work that had begun.

At conclusion of briefing, the staff was directed to contact the Sheriff's office about the possibility of inmates performing carpentry service.

Finance Officer and County Engineer:

Mr. BeLer addressed the Board offering a short highlighted discussion on the handouts made available to the Board members. Overall discussion noted that it was the recommendation of the County Administrator to establish a future position for a Financial Officer, and County Engineer. After a brief introduction and acknowledgement of Geraldine Cubbage, Regina Miller, and Meredith Houff, for their time and dedication in the accounting department, Mr. BeLer informed the Board that many county employees are required to wear different hats to get a job done. Mr. BeLer concluded in saying that this practice would not have been necessary in the county, had a Finance and Engineer position been in effect.

MOTION:

Supervisor Comer moved to authorize the creation of the Finance Officer

and County Engineer position, and authorize the advertisement of same.

Supervisor Good seconded. The motion was carried by a vote of 4-1.

AYES: Elaine Mayberry, Allen Cubbage, Robert Good,

and Nora Belle Comer.

NAYS: Gerald Cubbage.

Supervisor Gerald Cubbage requested that the minutes reflect his reason why he had voted "nay" to the motion, stating that he did not wish to bloat the county government or further burden the tax payers.

Landfill report:

Mr. Loveday was invited to address the Board to briefly update them on landfill issues. Mr. Loveday spoke briefly on ground water, methane gases, and leachate tanks, offering answers to any question asked of him.

VDOT resolution: (*attachment #2-resolution*)

Randy Kiser addressed the Board stating that there may be some misunderstanding concerning the resolution presented at the November Board meeting. It was Mr. Kiser's understanding that the projects containing the right of way problems, should be noted in the resolution. After further discussion, it was the Board's decision to keep these as part of the resolution, as originally presented.

MOTION:

Supervisor Comer moved to approve the VDOT resolution as originally

presented and therefore attached.

Supervisor Gerald Cubbage seconded. The motion was carried by a vote

of 5-0.

AYES: Elaine Mayberry, Gerald Cubbage, Allen Cubbage,

Robert Good, and Nora Belle Comer.

NAYS: None

RFP Financial Services: (*attachment #3-request for proposal, attachment #4-letter from Mary Earhart*)

Mr. BeLer addressed the Board to inform them of the course that two members of the Board and himself took to seek out a proposal for financial services from Davenport and Company to do a "financial conditions analysis". The Board further requests the financial advisory services RFP be attached and made a part of the minutes.

MOTION:

Supervisor Allen Cubbage moved to award the contract for Financial

Services to Davenport and Company subject to review and approval by

the County Attorney and authorize the "task" financial conditions analysis

specifically related to landfill savings and income, resulting from revised

DFA. Further requesting that the financial advisory services request for

proposal be attached.

Supervisor Comer seconded. The motion was carried by a vote of 5-0.

AYES: Allen Cubbage, Robert Good, Gerald Cubbage,

Nora Belle Comer, and Elaine Mayberry.

NAYS: None

Extension of Olver Contract:

Mr. BeLer addressed the Board stating that the contract will expire in February. Mr. BeLer noted that there are still issues with the landfills that will need addressed, but that it is uncommon to start with another engineering firm in mid stream of a project. Therefore, Mr. BeLer recommended renewing the contract for another year.

Both Supervisors Gerald Cubbage, and Robert Good, questioned the length of the contract, stating that renewal for six months seemed more in order.

After further discussion, it was the consensus of the Board to table this issue.

Emergency Services Director and Coordinator:

Mr. BeLer reminded the Board that Mr. Beahm has given his resignation from his current position with the County, which also included resigning from the position of Emergency Services Director and Coordinator. Mr. BeLer informed the Board that general practice in Virginia counties of our size, is for the County Administrator to be the coordinator.

MOTION:

Supervisor Good moved to appoint the County Administrator as Page
County Coordinator of Emergency Services pursuant to 44-146.19 (B,2)
of the Code of Virginia.

Supervisor Allen Cubbage seconded. The motion was carried by a vote of
5-0.

AYES: Robert Good, Allen Cubbage, Gerald Cubbage,
Nora Belle Comer, and Elaine Mayberry.

NAYS: None

Budget Transfer: (*attachment #5-Budget Transfers*)

After review and discussion the Board took the following action to implement approval of interdepartmental budget transfers.

MOTION:

Supervisor Good moved to approve the interdepartmental budget
transfers for FY 2002, totaling \$94,085.52, with \$60,485.52 coming
out of reserve, incorporating and attaching hereto the detailed request.

Supervisor Allen Cubbage seconded. The motion was carried by a vote
of 5-0.

AYES: Allen Cubbage, Robert Good, Gerald Cubbage,
Elaine Mayberry, and Nora Belle Comer.

NAYS: None

Transferring of Sheriff vehicles:

The Board discussed the proposed transferring of a van to the Page County Recreation Department, and a sedan to the Stanley Rescue Squad from the Sheriff's office.

MOTION:

Supervisor Allen Cubbage moved to approve the transfer of a van from Sheriff to Recreation Department, and a sedan to the Stanley Rescue Squad.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Allen Cubbage, Gerald Cubbage, Robert Good, Elaine Mayberry, and Nora Belle Comer.

NAYS: None

Approval of minutes:

The Board discussed the minutes as presented, noting a few amendments. Discussion also took place concerning approval to incorporate in the minutes the replacement of the Redistricting ordinance.

MOTION:

Supervisor Allen Cubbage moved to approve the minutes as amended from 11-27-01, 11-29-01, 12-12-01,12-19-01, and 01-02-02.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Robert Good, Elaine Mayberry, Allen Cubbage, Nora Belle Comer, and Gerald Cubbage.

NAYS: None

MOTION:

Supervisor Allen Cubbage moved to approve the minutes incorporating the replacement Redistricting ordinance.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Nora Belle Comer, Gerald Cubbage, Robert Good, Allen Cubbage, and Elaine Mayberry.

NAYS: None.

Amendment to prior minutes:

Discussion took place regarding the need for amendment to the November 14, 2001 minutes in which Mr. Willard Painter, Jr. was appointed to the Page County Industrial Development Authority Committee, instead of the Planning Commission.

MOTION:

Supervisor Allen Cubbage moved to amend the previous approved minutes of November 14, 2001 page number 8, to reflect that Mr. Willard Painter, Jr. District 4 was appointed to the Page County Industrial Development Authority Commission, instead of the Planning Commission as stated.

Supervisor Comer seconded. The motion was carried by a vote of 5-0.

AYES: Robert Good, Allen Cubbage, Gerald Cubbage, Nora Belle Comer, and Elaine Mayberry.

NAYS: None.

Approval of Warrant List:

The Board briefly discussed the warrant list after reviewing.

MOTION:

Supervisor Comer moved to approve accounts payable checks

ranging in numbers from 133522 through 133760, (excluding check number 133664), totaling \$463,831.44, Payroll checks ranging in numbers from 206132 through 206272, totaling \$194,708.56 and Payroll Electronic Transfer (F.I.C.A., Medicare, and Federal Withholding), totaling \$70,912.05, for a grand total of \$730,952.05

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Nora Belle Comer, Elaine Mayberry, Robert Good, Allen Cubbage, Gerald Cubbage.

NAYS: None

MOTION:

Supervisor Good moved to approve accounts payable check #133664, payable to Dr. Mayberry, in the amount of \$60.00.

Supervisor Allen Cubbage seconded. The motion was carried by a vote of 4-1.

AYES: Robert Good, Gerald Cubbage, Allen Cubbage, and Nora Belle Comer.

NAYS: None

ABSTAIN: Elaine Mayberry

Partial payment to Tellurian:

MOTION:

Supervisor Good moved to approve the payment of \$112,860 to Tellurian as payment of municipal solid waste for the period of December 1 through December 14, 2001 under the provisions of the previous disposal facility agreement.

Supervisor Comer seconded. The motion was carried by a vote of 5-0.

AYES: Elaine Mayberry, Nora Belle Comer, Allen Cubbage, Robert Good, and Gerald Cubbage.

NAYS: None

The Board recessed for dinner at 5:10 p.m.

Reconvene: 6:40 p.m.

Citizen comments:

Barbara Coulter-

Mrs. Coulter spoke before the Board concerning comments made during the past citizen comment period. Mrs. Coulter informed the Board that even if they did not feel the citizens offered intelligent comments, that she had learned a lot from the comments made by other people.

Mr. John Rodgerson-

Mr. Rodgerson mirrored Mrs. Coulter's comments. Mr. Rodgerson added that more time was spent discussing the Christmas dinner, than the landfill or the County Buildings that are in need of repair.

Ms. Doris Lansberry-

Ms. Lansberry announced what she felt were discrepancies in the current landfill contract. She concluded in saying that in her opinion there was no binding DFA agreement.

Mr. Lee McWhorter-

Mr. McWhorter commented on cut back of time for citizen comments. Mr. McWhorter ended in donating his bricklaying skills to help restore the face of the North wing of the old county building.

Mr. Ted Kelly-

Mr. Kelly addressed the Board thanking them for listening to him concerning issues he has brought to the Board in the past.

Approval of financial reports:

The Board reviewed and discussed the financial reports.

MOTION:

Supervisor Allen Cubbage moved to accept the financial reports for the period of December 1st through December 31st, 2001.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Gerald Cubbage, Allen Cubbage, Nora Belle Comer, Robert Good, and Elaine Mayberry.

NAYS: None

Landfill matters:

Mr. BeLer took the floor to note several landfill issues and stated that to his knowledge, the only outstanding issue is the corrected copy of the \$50,000 performance bond. Mr. BeLer noted that he would be having a meeting with Mr. Begley in the next few days, and concluded with saying that copies of the DFA had been sent out to all the appropriate people.

Brief discussion took place concerning trash blowing off trucks and allowing for free town trash disposal to the towns. Mr. BeLer stated that he knew of no other county in Virginia where the towns receive free trash disposal.

Chairman Mayberry requested that a follow up be brought back to the Board concerning recycling at the recycling centers.

Committees-report and review of:

After a brief discussion, the following action took place.

MOTION:

Supervisor Allen Cubbage moved to appoint Supervisor Good to the Social Service Board.

Supervisor Comer seconded. The motion was carried by a vote of 4-1.

**AYES: Allen Cubbage, Nora Belle Comer, Elaine Mayberry,
and Gerald Cubbage.**

NAYS: None

ABSTAIN: Robert Good.

MOTION:

Supervisor Comer moved to reappoint Dr. Diebert to the Page County Planning Commission.

Supervisor Allen Cubbage seconded. The motion was carried by a vote of 5-0.

**AYES: Gerald Cubbage, Nora Belle Comer, Elaine Mayberry,
Robert Good, and Allen Cubbage.**

NAYS: None

MOTION:

Supervisor Good moved to reappoint Supervisor Gerald Cubbage to the Page County Planning Commission serving as an Ex-Officio.

Supervisor Comer seconded. The motion was carried by a vote of 3-1-1.

AYES: Allen Cubbage, Nora Belle Comer, and Robert Good.

NAYS: Elaine Mayberry.

ABSTAIN: Gerald Cubbage

MOTION:

Supervisor Good moved to appoint Mr. Charles Meek to the Shenandoah Valley Regional Planning District Commission.

Supervisor Allen Cubbage seconded. The motion was carried by a vote of 5-0.

AYES: Allen Cubbage, Gerald Cubbage, Elaine Mayberry, Nora Belle Comer, and Robert Good.

NAYS: None

MOTION:

Supervisor Allen Cubbage moved to appoint Supervisor Nora Belle Comer to the Northern Shenandoah Valley Regional Partnership.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

AYES: Robert Good, Allen Cubbage, Elaine Mayberry, Nora Belle Comer, and Gerald Cubbage.

NAYS: None

After establishing reappointments on Boards and Commissions, staff was directed to research whether a non citizen of the United States could serve on a Board or Commission.

Public Hearing: 7:15 p.m.

(Special Use Permit –Ralph P. Gochenour)

The Chairman opened the public hearing requesting that Mr. Aleshire read the Special Use

Permit advertisement.

Chairman Mayberry opened the floor to people wishing to speak in favor or opposition.

Mr. Lee McWhorter spoke in favor of approving the special use permit for Mr. Gochenour, stating that a person should be able to do as he wishes with his property.

Finding no other persons wishing to speak in favor or opposition, Chairman Mayberry closed the public hearing.

MOTION:

Supervisor Allen Cubbage moved to approve the granting of a special use permit to Mr. Ralph P. Gochenour, Jr., to allow for the use of the existing structure as a professional office building, as provided in Section 125-54 of the Page County Zoning Ordinance.

Supervisor Comer seconded. The motion was carried by a vote of 5-0.

AYES: Gerald Cubbage, Allen Cubbage, Nora Belle Comer, Elaine Mayberry, and Robert Good.

NAYS: None

Supervisors comments:(attachment #6-report on VACo)

Chairman Mayberry-

Chairman Mayberry noted that Supervisor Gerald Cubbage, and the County Administrator, along with herself, attended the Supervisors forum. Chairman Mayberry requested that the information brought back from this forum be discussed at the next scheduled Board retreat. In addition, she reported on possible cut backs of educational funds through the General Assembly, and requested that her report be included in the minutes as an attachment.

Supervisor Good-

Supervisor Good noted that counties will not be receiving as much funding for education as they have in the past. Supervisor Good asked for a update on reassessment.

Closed session: 7:45 p.m.

Enter closed session:

MOTION:

Supervisor Comer moved that the County of Page convene a closed meeting under the Virginia Freedom of Information Act in order to discuss legal, personnel, and property acquisition.

Supervisor Good seconded. The motion was carried by a vote of 5-0.

**AYES: Allen Cubbage, Robert Good, Gerald Cubbage,
Nora Belle Comer, and Elaine Mayberry.**

NAYS: None

Exit closed session: 9:07 p.m.

MOTION:

**Supervisor Comer moved the closed meeting be adjourned and the
Page County Board of Supervisors reconvene in open session.**

**Supervisor Allen Cubbage seconded. The motion was carried by a vote
of 5-0.**

**AYES: Elaine Mayberry, Nora Belle Comer, Gerald Cubbage,
Allen Cubbage, and Robert Good.**

NAYS: None

Certification of closed session:

"To the best of my knowledge (i) only public business matters lawfully exempted from open meeting requirements under Section 2.1-344 of the Code of Virginia, 1950, as amended, and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting of January 15, 2002."

MOTION: ComerSECOND:Good

AYE NAY ABSENT ABSTAIN

Nora Belle Comer X

Elaine Mayberry X

Gerald M. Cubbage X

Allen J. Cubbage X

Robert Good X

Action from closed session:

Employment of Office Manager/Deputy Clerk:

MOTION:

Supervisor Good moved to authorize the employment of Joan Dunn as Office Manager, a position exempt from the grievance procedure, at a salary of \$28,500 effective January 16, 2002. Further, to designate the office manager position as Deputy Clerk to the Board, moving the Deputy Clerk position to the County Administrator's office, removing if from the accounting office.

Supervisor Allen Cubbage seconded. The motion was carried by a vote of 5-0.

**AYES: Elaine Mayberry, Gerald Cubbage, Allen Cubbage,
Robert Good, and Nora Belle Comer.**

NAYS: None

Recess:

The Board recessed to January 24, 2002 for a dinner at Jordan Hollow Farm Inn.

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